

STATE OF NEW JERSEY
Office of the Attorney General
Department of Law and Public Safety
Division of Gaming Enforcement

Application of PM Atlantic City, LLC d/b/a Luke's)
Kitchen and Marketplace for a Casino Hotel)
Alcoholic Beverage (CHAB) License)
(Interim CHAB Authorization))

ORDER
00489

By its Application, PM Atlantic City, LLC d/b/a Luke's Kitchen and Marketplace ("PM Atlantic City"), VRF #88510, Log # 29-73, seeks to obtain a Casino Hotel Alcoholic Beverage ("CHAB") license as required to operate within the casino hotel facility of Revel Entertainment Group, LLC d/b/a Revel ("Revel").

Upon review of the Application and upon review of the information obtained during the Division of Gaming Enforcement's ("Division") preliminary investigation to date, the Division has found PM Atlantic City preliminarily qualified to hold a CHAB license pending the conclusion of the Division's investigation.

Having considered the relevant provisions of the Casino Control Act, *N.J.S.A. 5:12-1 et seq.*, and pursuant to the Division's authority to issue a CHAB license under *N.J.S.A. 5:12-103(a)*, I hereby ORDER that the request be granted and that PM Atlantic City be issued an interim CHAB authorization, number **3333-01-094-001**, with the following conditions:

1. PM Atlantic City is issued an interim CHAB authorization based upon the Division's preliminary review of the applicant. At any time during the


completion of the Division's full review should PM Atlantic City be found by the Division to be unqualified to hold a CHAB license, the interim authorization issued to PM Atlantic City will be revoked upon that determination.

2. At the conclusion of the Division's investigation of PM Atlantic City, the Division will issue a plenary CHAB license to PM Atlantic City upon a finding that PM Atlantic City is qualified to hold a CHAB license.
3. PM Atlantic City is authorized as a Type II (hotel) and a Type III (package goods) CHAB location in Revel as depicted on the architectural drawings submitted in connection with PM Atlantic City's license application. This entitles PM Atlantic City to sell alcoholic beverages by the glass or other open receptacle for on-premise consumption, to sell alcoholic beverages in their original, sealed containers for off-premise consumption, as well as to possess or store alcoholic beverages within its authorized bar/restaurant location on the casino level (Revelry Level) of Revel. PM Atlantic City is also authorized for a Type V (storage) CHAB location at its alcoholic beverage storage area located on the loading dock level (Warehouse Level) of Revel as depicted on the architectural drawing submitted with its license application.
4. The Division reserves the right to suspend, limit, condition or revoke PM Atlantic City's interim CHAB authorization or to take any other actions authorized by and pursuant to *N.J.S.A. 5:12-109* and *129* in appropriate circumstances.
5. The Division retains the right to take any and all action authorized by the Casino Control Act regarding the suitability of PM Atlantic City to transact business with Revel including those vendors operating within that casino hotel.
6. PM Atlantic City shall not transfer any ownership interest, except between existing natural person or entity qualifiers, without first receiving prior written approval from the Division.
7. PM Atlantic City shall not enter into any management agreement, profit sharing agreement, franchise agreement or service agreement with any person or entity in connection with the operation of the premises without first receiving prior written approval from the Division.
8. PM Atlantic City shall not amend or assign its lease with Revel without first receiving prior written approval from the Division.
9. PM Atlantic City is to comply with the provisions of *N.J.S.A. 33:1-25* and *26*, *N.J.A.C. 13:2-14.5*, as well as *N.J.A.C. 13:69I-1.5*, *2.2* and *2.3* which pertain to employment eligibility in a licensed CHAB facility.

10. PM Atlantic City is to maintain on its premises at Revel an updated and current Employee Listing pursuant to *N.J.A.C. 13:69I-2.3(a)* and provide a copy of this listing to the Division on the first day of each calendar quarter pursuant to *N.J.A.C. 13:69I-2.3(d)*. The listing must also be available for inspection upon request by staff of the Division.
11. PM Atlantic City must obtain all necessary approvals required by other governmental agencies prior to the sale of any alcoholic beverages. PM Atlantic City is also required to update and maintain any of these approvals as appropriate.
12. PM Atlantic City will comply with all requirements attendant to Type II CHAB authorization, pursuant to *N.J.S.A. 5:12-103g(2)*, with all requirements attendant to Type III CHAB authorization, pursuant to *N.J.S.A. 5:12-103g(3)* and *N.J.A.C. 13:69I-3.3*, with all requirements attendant to Type V CHAB authorization pursuant to *N.J.S.A. 5:12-103g(5)* and *N.J.A.C. 13:69I-3.5*, and with all applicable alcoholic beverage laws and regulations of the Division and, as deemed applicable, the Division of Alcoholic Beverage Control.
13. PM Atlantic City will train its employees and implement procedures to insure that the service of alcoholic beverages on its authorized premises will be only to those patrons who are over the age of 21 and who are not actually or apparently intoxicated.

Dated: _____

June 28, 2012



DAVID L. REBUCK
DIRECTOR